

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON NOVEMBER 18, 2009, WITH THE FOLLOWING MEMBERS PRESENT: EDWIN H. HUMPHREY, PRESIDENT, ROBERT L. PROUD, VICE PRESIDENT, AND R. SCOTT CROSWELL III, MEMBER. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 2:00 P.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

IN RE: **BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 207-09/PAYMENT OF BILLS...ADOPTED**

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners adopt Resolution Number **207-09** resolving to approve payment to vendors **in the total amount of \$2,294,308.81** as set forth in the General Ledger Distribution Report(s) and Procurement Card Transaction Report presented by the County Auditor **11/16/09**, and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

IN RE: **CLERMONT COUNTY WATER RESOURCES DEPARTMENT...
RELEASE OF MAINTENANCE BOND AS SURETY FOR THE
INSTALLATION OF A SEWER MAIN EXTENSION AND ACCEPTANCE
OF SAME INTO THE COUNTY SEWER SYSTEM...08-1024-
001...APPROVED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Lyle G. Bloom, P.E., Sanitary Engineer, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Water Resources Department, to authorize the release of a Maintenance Bond which provided surety for the installation of a sewer main extension to serve the following location and to accept said sewer main extension into the County Sewer System pursuant to and in compliance with the Clermont County Water Resources Department Rules and Regulations:

Location	Township	Sewer Bond
Halter Lane DC# 08-1024-001 *Secured by Cashier's Check Number 8887500184 issued on 10/17/08 by US Bank on behalf of Ron Wiley in the amount of \$1,000.00.	Miami	\$1,000.00*

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: **CLERMONT COUNTY WATER RESOURCES DEPARTMENT...
ACCEPTANCE OF THE CONTRACT WITH BEAUTY RIDGE
GENERAL CONTRACTORS, LLC FOR PROJECT NUMBER 621-0037
RELATIVE TO THE DIXIE LANE WATER PETITION PROJECT
LOCATED WITHIN WILLIAMSBURG TOWNSHIP AS COMPLETE**

**AND APPROVAL OF THE ESTIMATE FOR PARTIAL PAYMENT
NUMBER 2, FINAL, FOR THE PROGRESS PAYMENT RELATIVE
THERETO...09-0112-003...RATIFIED**

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Sukie Scheetz, Director, Office of Management and Budget, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Water Resources Department, to accept the Contract by and between the County of Clermont, Ohio, and Beauty Ridge General Contractors, LLC, 936 Howland Hill, South Shore, Kentucky 41175 for Project Number 621-0037 relative to the Dixie Lane Water Petition Project located within Williamsburg Township as Complete as of 06/05/09, and to approve the Estimate for Partial Payment Number 2, Final, which represents the progress payment in the amount of \$2,115.60; and further to authorize the County Auditor to issue the referenced payment subsequent thereto.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

**IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...
ACCEPTANCE OF THE CONTRACT WITH FREEZE UNDERGROUND,
LLC FOR PROJECT NUMBER 621-0039 RELATIVE TO THE OAK
VIEW DRIVE WATER PETITION PROJECT LOCATED WITHIN
GOSHEN TOWNSHIP AS COMPLETE AND APPROVAL OF THE
ESTIMATE FOR PARTIAL PAYMENT NUMBER 2, FINAL, FOR THE
PROGRESS PAYMENTS RELATIVE THERETO...09-0112-
002...RATIFIED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Sukie Scheetz, Director, Office of Management and Budget, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Water Resources Department, to accept the Contract by and between the County of Clermont, Ohio, and Freeze Underground, LLC, 10397 Pleasant Renner Road, Goshen, Ohio 45122 for Project Number 621-0039 relative to the Oak View Drive Water Petition Project located within Goshen Township as Complete as of 06/05/09, and to approve the Estimate for Partial Payment Number 2, Final, which represents the progress payment in the amount of \$2,762.80 payable in the form of two (2) separate checks to Freeze Underground, LLC, and Freeze Underground, LLC and PLG Utility Restoration, LLC as detailed below; and further, to authorize the County Auditor to issue the referenced payments subsequent thereto.

Contractor and/or Subcontractor	Work Description	Progress Payment Amount
Freeze Underground, LLC 10397 Pleasant Renner Road Goshen, Ohio 45122	Prime Contractor	\$ 864.50
Freeze Underground, LLC 10397 Pleasant Renner Road Goshen, Ohio 45122 and PLG Utility Restoration, LLC P.O. Box 470 Goshen, Ohio 45122	Restoration	\$1,898.30

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY/
FACILITIES MANAGEMENT DEPARTMENT...CONTRACT FOR
SERVICES WITH QUALITY FIRE PROTECTION, INC. RELATIVE TO
THE REPLACEMENT OF A SIX INCH DRY PIPE VALVE ON THE FIRE
SUPPRESSION SYSTEM AT THE CLERMONT COUNTY JUVENILE
DETENTION FACILITY...09-1030-002...EXECUTED**

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Wade Grabowski, Director, Facilities Management Department, with the concurrence of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, to execute a Contract for Services by and between the Board of County Commissioners, Clermont County, Ohio, and Quality Fire Protection, Inc., 11200 Lattire Road, Aurora, Indiana 47001, relative to the replacement of a six inch dry pipe valve on the fire suppression system at the Clermont County Juvenile Detention Facility located at 2340 Clermont Center Drive, Batavia, Ohio 45103, in accordance with the scope of services as identified in Exhibit A, attached thereto and made a part thereof, in the amount not to exceed \$5,405.00, with said services to be completed within 30 days upon company's receipt of signed contract and notice to proceed from the Facilities Management Department, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

**IN RE: OFFICE OF ECONOMIC DEVELOPMENT...GRANT AGREEMENT
EXTENSION NUMBER 2 FOR STATE OF OHIO DEPARTMENT OF
DEVELOPMENT GRANT NUMBER A-05-013-1 RELATIVE TO
PROJECT COMPLETION FOR THE CONSTRUCTION OF A
CONNECTOR ROAD FROM OLD STATE ROUTE 74 TO COLLEGE
DRIVE IN BATAVIA TOWNSHIP, CLERMONT COUNTY, OHIO...06-
0411-001...EXECUTED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Andrew T. Kuchta, Director, Office of Economic Development, with the concurrence of Scot Lahrmer, Assistant County Administrator, to authorize Edwin H. Humphrey, President of the Board of County Commissioners, to execute Extension Number 2 to Grant Agreement Number A-05-013-1 by and between the County of Clermont, Ohio, and the State of Ohio Department of Development, 77 South High Street, P.O. Box 1001, Columbus, Ohio 43216-1001, previously ratified by the Board of County Commissioners on 06/07/06, and subsequently amended on 06/14/06 and 12/03/08, to approve an extension of time for project completion in and as it relates to Appalachian Regional Commission Funding in the amount of \$120,488.00 for the construction of a connector road from Old State Route 74 to College Drive in Batavia Township, Clermont County, Ohio, for an additional one year period through 12/05/10, to make land accessible for commercial development, and to improve access and safety to UC Clermont College, the Southwest Ohio Development Center, Kingsway Fellowship Church, and numerous residences, with all other terms and conditions of the referenced agreement to remain in full force and effect, pursuant to and in compliance with Section 307.64 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: COUNTY ENGINEER...WINDSOR PLACE SUBDIVISION/PIERCE
TOWNSHIP...RELEASE OF THE ORIGINAL COMBINED**

**PERFORMANCE-MAINTENANCE BOND AND IN LIEU THEREOF
ACCEPTANCE OF A REPLACEMENT COMBINED PERFORMANCE-
MAINTENANCE BOND FOR SAME...06-0123-001...APPROVED**

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to authorize the release of the original Combined Performance-Maintenance Bond for the following subdivision located within Pierce Township, and in lieu thereof, to accept a replacement Combined Performance and Maintenance Bond for same in the amount as follows:

Subdivision	Release of Original Performance-Maintenance Bond	Acceptance of Replacement Performance- Maintenance Bond	Street/Length (miles)
Windsor Place Subdivision Pierce Township	\$26,000.00/\$10,000.00	\$26,000.00/\$10,000.00	Hiatt Avenue (0.11) Kerdan Court (0.05)

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

**IN RE: COUNTY ENGINEER...LEGENDARY RUN SUBDIVISION/SECTION
SIX-B/PIERCE TOWNSHIP...RESOLUTION NUMBER 208-09/
RESOLUTION AUTHORIZING THE CONVERSION OF A COMBINED
PERFORMANCE-MAINTENANCE BOND FOR SAME...04-0924-
002...ADOPTED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to adopt Resolution Number **208-09** to convert the Combined Performance-Maintenance Bond in the amounts listed below, for the construction of streets in the stated lengths within the following subdivision located in Pierce Township, from the performance bond phase to the maintenance bond phase effective as of the date of conversion thereof:

Subdivision	Performance-Maintenance Bond	Street/Length (miles)
Legendary Run Subdivision Section Six-B Pierce Township Resolution Number 208-09 * Secured by Official Check #518852242 issued by U.S. Bank, 4251 Walnut, Cincinnati, Ohio 45202	\$16,000.00/\$8,000.00*	Ballymore Court (0.136) Logan Landing (0.104) MacPherson Place (0.020)

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: SOFTWARE MAINTENANCE AGREEMENT WITH COURTVIEW
JUSTICE SOLUTIONS, INC. (CJS), SUCCESSOR IN INTEREST TO
MAXIMUS, INC., FOR THE PROVISION OF SOFTWARE
MAINTENANCE SERVICES FOR THE CLERK OF COMMON PLEAS
COURT, THE CLERK OF MUNICIPAL COURT, COMMON PLEAS
ADULT PROBATION DEPARTMENT AND THE COURT OF COMMON**

PLEAS/DIVISION OF PROBATE AND JUVENILE COURTS...09-1103-002...EXECUTED

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Alice Fricke, Chief Deputy Clerk of Common Pleas Court, Timothy R. Rudd, Clerk of Municipal Court, Judge William Walker, Court of Common Pleas, and Gerald Bryant, Director of Court Services, Clermont County Juvenile Court, with the concurrence of David L. Spinney, County Administrator, to execute a Software Maintenance Agreement by and between the County of Clermont, Ohio, and CourtView Justice Solutions, Inc. (CJS), successor in interest to Maximus, Inc., 5399 Lauby Road, Suite 200, North Canton, Ohio 44720 for the provision of software maintenance services for the Clerk of Common Pleas Court, the Clerk of Municipal Court, Common Pleas Adult Probation Department, and the Court of Common Pleas/Division of Probate and Juvenile Courts as outlined below, for a total amount not to exceed \$103,190.00, pursuant to the terms and conditions set forth therein and contingent upon the issuance of purchase orders therefore:

Software	Amount	Term
CourtView	\$85,566.00	01/01/10 through 12/31/10
VisiFlow Imaging	\$17,624.00	01/01/10 through 12/31/10

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

IN RE: HUMAN RESOURCES DEPARTMENT...RECOMMENDATION TO AUTHORIZE CLERMONT COUNTY’S PARTICIPATION IN THE OHIO BUREAU OF WORKERS’ COMPENSATION RETROSPECTIVE RATING PLAN FOR 2010 AND EXECUTION OF THE APPLICATION RELATIVE THERETO...09-1105-003...APPROVED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Robert E. Sander, Director Human Resources Department, with the concurrence of David L. Spinney County Administrator, to authorize Clermont County’s participation in the Ohio Bureau of Workers’ Compensation Retrospective Rating Plan (Policy Number 31300001) for the period 01/01/10 through 12/31/10 and further to authorize Edwin H. Humphrey, President of the Board of County Commissioners, to execute the Ohio Bureau of Workers’ Compensation Application for Retrospective Rating Plan Form U-21 for Public Employers relative thereto, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: HUMAN RESOURCES DEPARTMENT...AGREEMENT WITH CHARD, SNYDER & ASSOCIATES, INC. FOR THE PROVISION OF ADMINISTRATIVE SERVICES RELATIVE TO THE SECTION 125 FLEXIBLE SPENDING ACCOUNTS FOR ALL BENEFIT ELIGIBLE EMPLOYEES...09-1020-004...EXECUTED

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Robert E. Sander, Director, Human Resources Department, with the concurrence of David L. Spinney County Administrator, to authorize Edwin H. Humphrey, President of the Board of County Commissioners, to execute an Agreement by and between the Board of County Commissioners, Clermont County, Ohio, and Chard, Snyder & Associates, Inc., 3510 Irwin-Simpson Road, Mason, Ohio 45040, for the provision of administrative services relative to Section 125 Flexible Spending Accounts for all benefit eligible employees and their dependents, at an annual renewal rate of \$750.00, plus \$100.00 per month for banking services and \$5.50 per month per participant for administrative services, effective January 1, 2010 through December 31, 2011 pursuant to and in compliance with the terms and conditions set forth therein and contingent upon the adoption of the Annual Appropriations for 2010 and the issuance of a purchase order therefore.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

IN RE: BOARD OF COUNTY COMMISSIONERS...DESIGNATION OF REPRESENTATIVE TO SERVE ON THE OHIO-KENTUCKY-INDIANA REGIONAL COUNCIL OF GOVERNMENTS BOARD OF DIRECTORS FOR CALENDAR YEAR 2010...09-1105-002...DESIGNATED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Re-appointment of Edwin H. Humphrey, County Commissioner, to represent Clermont County, Ohio, on the Ohio-Kentucky-Indiana Regional Council of Governments Board of Directors for Calendar Year 2010, and further resolve to authorize reimbursement of expenses in concert therewith for attendance at Annual, Regular, Special, and/or Emergency Meetings not to exceed \$50.00 per meeting.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Abstained.

IN RE: BOARD OF COUNTY COMMISSIONERS...DESIGNATION OF ALTERNATE FOR COMMISSIONER EDWIN H. HUMPHREY TO SERVE ON THE OHIO-KENTUCKY-INDIANA REGIONAL COUNCIL OF GOVERNMENTS EXECUTIVE COMMITTEE FOR CALENDAR YEAR 2010...09-1112-001...DESIGNATED

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation to designate David L. Spinney, County Administrator, to serve as the Alternate for Commissioner Edwin H. Humphrey on the Ohio-Kentucky-Indiana Regional Council of Governments Executive Committee for Calendar Year 2010.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

IN RE: BOARD OF COUNTY COMMISSIONERS...RENEWAL OF THE MANAGEMENT AGREEMENT WITH FIRST TRANSIT, INC. FOR THE PROVISION OF MANAGEMENT SERVICES AS IT RELATES TO THE EFFICIENT OPERATIONS OF THE PUBLIC TRANSIT SYSTEM FOR CLERMONT COUNTY, OHIO...08-1222-008...APPROVED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to exercise the first renewal option of the Management Agreement by and between the Board of Clermont County Commissioners and First Transit, Inc., 600 Vine Street, Suite 1400, Cincinnati, Ohio 45202, previously ratified by the Board of County Commissioners on 01/14/09, for the provision of management services relative to the efficient operation of the public transit system for Clermont County, Ohio, under the policies, standards, and procedures established by the County; to extend the Agreement for an additional one year period pursuant to Article 4 of the original Agreement, effective 01/19/10 through 01/18/11, in the amount of \$8,320.00 per month for a total not to exceed \$99,840.00, with all of the terms and conditions set forth in the original Agreement to remain in full force and effect; and contingent upon the adoption of the Annual Appropriations for Fiscal Year 2010 and the issuance of a purchase order therefore.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: BOARD OF COUNTY COMMISSIONERS...RENEWAL OF THE MANAGEMENT AGREEMENT WITH FIRST TRANSIT, INC. FOR THE PROVISION OF MANAGEMENT SERVICES AS IT RELATES TO THE EFFICIENT OPERATIONS OF THE FLEET MAINTENANCE DEPARTMENT FOR CLERMONT COUNTY, OHIO...09-0114-004...APPROVED

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to exercise the first renewal option of the Management Agreement by and between the Board of Clermont County Commissioners and First Transit, Inc., 600 Vine Street, Suite 1400, Cincinnati, Ohio 45202, previously ratified by the Board of County Commissioners on 01/14/09, for the provision of management services relative to the efficient operation of the Fleet Maintenance Department for Clermont County, Ohio, under the policies, standards and procedures established by the County; to extend the Agreement for an additional one year period pursuant to Article 4 of the original Agreement, effective 01/19/10 through 01/18/11, in the amount of \$1,951.00 per month for a total not to exceed \$23,412.00, with all of the terms and conditions set forth in the original Agreement to remain in full force and effect; and contingent upon the adoption of the Annual Appropriations for Fiscal Year 2010 and the issuance of a purchase order therefore.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

IN RE: BOARD OF COUNTY COMMISSIONERS...AGREEMENT FOR PROFESSIONAL SERVICES WITH RIEDINGER CONSULTING RELATIVE TO COURT OF COMMON PLEAS, CLERMONT COUNTY, OHIO, CASE NUMBER 2007 CVH 01848/LARRY SMITH CONTRACTORS, INC. VS. BOARD OF COMMISSIONERS, CLERMONT COUNTY, OHIO...09-1118-002...RATIFIED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, and Mary Lynne Birck, Assistant Prosecuting Attorney, to ratify an Agreement for Professional Services by and between the Board of County Commissioners of Clermont County, Ohio, and Riedinger Consulting, 3030 Bridgeway Boulevard, Suite 118, Sausalito, California 94965, previously executed on behalf of the Board of County Commissioners by Mary Lynne Birck, Assistant Prosecuting Attorney, to provide for expert consulting services related to the damage claim in litigation pending between the Board of County Commissioners of Clermont County, Ohio, and Larry Smith Contractors, Inc., as plaintiff, Case No. 2007 CVH 01848, Court of Common Pleas, Clermont County, Ohio, with those services as provided in the referenced agreement to be invoiced at the professional fees set forth therein, and in an amount not to exceed \$40,000.00, effective September 4, 2009, and further to authorize payment for services rendered to date relative thereto pursuant to said agreement and in compliance with the terms and conditions stated therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: BOARD OF COUNTY COMMISSIONERS...FINANCIAL/BUDGETARY ACTIONS FOR FISCAL YEAR 2009...APPROVED

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Office of Management and Budget, with the concurrence of David L. Spinney, County Administrator, to approve financial/budgetary actions as they relate to changes in the Annual Appropriation Resolution for Fiscal Year 2009 (Resolution Number 194-08) and/or interfund transactions as outlined in the following table(s) and to authorize Linda Fraley, County Auditor, to properly record same:

BUDGET TRANSFER OF FUNDS:

\$ 6,400.00	From General Fund 100-1308-7000 to 100-1300-5200 (Legislative & Executive Non-Recurring Transfers/Advances/Reimbursements to Office of Management & Budget Fringe Benefits)
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Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

LET THE RECORD SHOW: That a motion by Mr. Croswell, seconded by Mr. Humphrey, to approve the minutes of Work Session of **10/12/09** carried with Commissioners Croswell and Humphrey voting affirmatively thereon. Commissioner Proud abstained.

LET THE RECORD SHOW: That a motion by Mr. Proud, seconded by Mr. Croswell, to approve the minutes of Work Session of **10/14/09** carried with all members present voting affirmatively thereon.

LET THE RECORD SHOW: A MOTION BY MR. PROUD, SECONDED BY MR. CROSWELL, TO GO INTO EXECUTIVE SESSION AT 2:19 P.M. PURSUANT TO SECTION 121.22(G)(1) OF THE OHIO REVISED CODE REGARDING AN APPOINTMENT AND COMPENSATION CARRIED WITH ALL MEMBERS VOTING AFFIRMATIVELY THEREON.

LET THE RECORD SHOW: THE EXECUTIVE SESSION CONCLUDED AND REGULAR SESSION RESUMED AT 3:06 P.M. WITH NO ACTION TAKEN.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 209-09/RESOLUTION TO TEMPORARILY AMEND THE SICK LEAVE UPON RETIREMENT POLICY OF THE GENERAL DIVISION OF THE CLERMONT COUNTY COMMON PLEAS COURT...09-1117-005...ADOPTED

Moved by Mr. Proud, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, that the Board of County Commissioners adopt Resolution Number **209-09** resolving to approve the request of Judge William Walker, Clermont County Common Pleas Court, to adopt the Temporary Retirement Benefit Option for the General Division of the Clermont County Common Pleas Court pursuant to and in compliance with Section 124.39 (C) (1) of the Ohio Revised Code, which is attached thereto and made a part thereof, to amend the sick leave payout upon retirement policy of the General Division of the Clermont County Common Pleas Court as outlined therein, for a limited period of time ending on March 31, 2010, to provide the opportunity for a reduction in the General Division of the Clermont County Common Pleas Court personnel costs in Calendar Year 2010.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Croswell, Yes; Mr. Humphrey, Aye.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 210-09/RESOLUTION TO TEMPORARILY AMEND THE SICK LEAVE UPON RETIREMENT POLICY OF THE BOARD OF COUNTY COMMISSIONERS...09-1117-004...ADOPTED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, that the Board of County Commissioners adopt Resolution Number **210-09** resolving to adopt the Temporary Retirement Benefit Option for the Board of County Commissioners pursuant to and in compliance with Section 124.39 (C) (1) of the Ohio Revised Code, which is attached thereto and made a part thereof, to amend the sick leave payout upon retirement policy as outlined therein for county offices, departments, commissions or boards which are within the Board of County Commissioners' appointing authority and receive at least one half of their funding from the county General Fund, for a limited period of time ending on March 31, 2010, with said Temporary Retirement Benefit Option to be elected by December 31, 2009, to provide the opportunity for a reduction in General Fund personnel costs in Calendar Year 2010.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

LET THE RECORD SHOW: That a motion by Mr. Proud, seconded by Mr. Croswell, to approve the minutes of Regular Session of **11/18/09** carried with all members present voting affirmatively thereon.

LET THE RECORD SHOW: That the President of the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 3:09 P.M.

COMMISSIONERS' JOURNAL #304 CLERMONT COUNTY REGULAR SESSION 11/18/09

**BOARD OF COUNTY COMMISSIONERS
CLERMONT COUNTY, OHIO**

**EDWIN H. HUMPHREY, PRESIDENT
ROBERT L. PROUD, VICE PRESIDENT
R. SCOTT CROSWELL III, MEMBER**

JUDITH KOCICA, CLERK OF THE BOARD

DATE APPROVED – 11/18/09